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Attorneys for Defendant

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

STARR A. ADAMS,

Plaintiff,

vs.

MARTIN O'MALLEY,  
Commissioner of Social Security,

Defendant.

Civil No. 2:24-cv-01530-EFB

STIPULATION AND ORDER FOR  
EXTENSION OF TIME TO FILE THE  
ELECTRONIC CERTIFIED  
ADMINISTRATIVE RECORD AS THE  
ANSWER TO PLAINTIFF'S COMPLAINT

Pending the Court's approval, the parties stipulate through their respective counsel that Defendant, the Commissioner of Social Security (the "Commissioner"), shall have a forty-five-day extension of time to respond to Plaintiff's Complaint in this case from October 4, 2024, up to and including November 18, 2024. In support of this request, the Commissioner respectfully states as follows:

1. Defendant's response to Plaintiff's Complaint is due to be filed by October 4, 2024.

1 Defendant has not previously requested an extension of this deadline.

- 2 2. In accordance with the Federal Rules of Civil Procedures, recently amended to add  
3 Supplemental Rules for Social Security review cases under 42 U.S.C. § 405(g), the  
4 Commissioner files a certified administrative record (CAR) as the Answer to a  
5 Complaint for review.  
6  
7 3. Counsel for the Commissioner has been informed by the client agency, which is the  
8 Social Security Administration, Office of Appellate Operations, that the CAR is not  
9 fully prepared in this matter. The client agency therefore needs more time to prepare  
10 the CAR for the Court's review.  
11  
12 4. For this reason, Defendant requests an extension to November 18, 2024 (45 days), to  
13 file an Answer or other response in this matter.  
14  
15 5. Counsel for the Commissioner has consulted with Plaintiff's counsel who advised that  
16 he has no objection to this extension request.  
17  
18 6. This request is made in good faith and is not intended to delay the proceedings in this  
19 matter.  
20  
21 7. I am attempting to preserve limited judicial resources and have applied the most rapid  
22 response under the circumstances.

23 WHEREFORE, Defendant requests until November 18, 2024, to respond to Plaintiff's  
24 Complaint.

25 ///  
26  
27  
28

Respectfully submitted,

DATE: September 27, 2024

Peña and Bromberg, PC

/s/ Jonathan Omar Peña\*  
JONATHAN OMAR PEÑA  
Attorney for Plaintiff  
(\*as authorized via email on September 26, 2024)

PHILLIP A. TALBERT  
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MATHEW W. PILE  
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Social Security Administration

DATE: September 27, 2024

By s/ Justin L. Martin  
JUSTIN L. MARTIN  
Special Assistant United States Attorney

Attorneys for Defendant

ORDER

Pursuant to stipulation, it is so ordered.

DATED: September 27, 2024

  
EDMUND F. BRENNAN  
UNITED STATES MAGISTRATE JUDGE